

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISRICT OF TENNESSEE  
AT GREENEVILLE

WORLDWIDE DIGITAL )  
ENTERTAINMENT, LLC; )  
PIRACY RECOVERY, LLC, )  
Plaintiffs, )  
v. ) Case No. 2:13-CV-136  
MELLOW MUSHROOM OF )  
JOHNSON CITY, LLC, et al, )  
Defendants. )

**MOTION TO DISMISS OR IN THE ALTERNATIVE TO SEVER**

Mellow Mushroom of Johnson City, LLC, by counsel, moves the Court pursuant to Federal Rules of Civil Procedure 12(b)(6), 20 and 21 to dismiss this matter or in the alternative to sever for the reasons stated in the accompanying memorandum.

MELLOW MUSHROOM OF JOHNSON CITY, LLC

By Counsel

Cameron S. Bell  
BPR No. 21388  
Penn, Stuart & Eskridge  
P.O. Box 2288  
Abingdon, Virginia 24212  
(276) 628-5151  
(276) 623-1730 (facsimile)  
[cbell@pennstuart.com](mailto:cbell@pennstuart.com)

By /s/ Cameron S. Bell  
Cameron S. Bell

## **CERTIFICATE OF SERVICE**

I hereby certify that on July 18, 2013, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: Michael Robinson, Esq., Matthew M. Googe, Esq., Michael J. Bradford, Esq., counsel for plaintiff, and Kelli L. Thompson, counsel for Quality Restaurant Concepts, LLC., and via U.S. mail to the following:

Woodstone Deli and Sports Grill  
3500 Fort Henry Drive  
Kingsport, TN 37664

Neil McMurray  
d/b/a Just 4 Kix Karaoke  
1603 Lynn Garden Drive  
Kingsport, TN 37665

Michael McMurray  
d/b/a Krackerjack Karoke  
1907 Park Street  
Kingsport, TN 37664

Scully's Bar & Grill, Inc.  
3103 N. Roan Street  
Johnson City, TN 37601

Conley's Overlook LLC  
112 Tory Lane  
Kingsport, TN 37660

Todd Dolehanty  
1309 Holly Court  
Bristol, TN 37620

Ronald Hutchins  
d/b/a Star Search Karaoke  
1608 Highpoint Ave.  
Kingsport, TN 37665

Jeffery D's Sports N'Cigar Bar  
1403 Bluff City Highway  
Bristol, TN 37620

Biggies TN LLC  
417 W. Stone Drive  
Kingsport, TN 37660

Numan's Café & Sports Bar  
225 E. Main Street  
Johnson City, TN 37604

Joshua Fields  
d/b/a Nite Life Karaoke  
1725 Jefferson Ave.  
Kingsport, TN 37664

Kingsport Lodge No. 972, Loyal Order of Moose  
301 East Main Street  
Kingsport, TN 37660

Hulsing Hotels Tennessee, Inc.  
101 Springbrook Drive  
Johnson City, TN 37604

Hackler-Wood Post No. 145, Incorporated  
515 Marion Avenue  
Bristol, TN 37620

Emma Cole  
d/b/a Karoke Klub and/or  
d/b/a Karoke With Emma  
1403 Charity Hill Road  
Elizabethton, TN 37643

Bob Eaton  
d/b/a Night Train Karaoke  
214 Douglas Chapel Road  
Jonesborough, TN 37659

Mike Butler  
d/b/a Paradise Productions and Entertainment  
332 R. Miller Road  
Piney Flats, TN 37686

/s/ Cameron S. Bell  
Cameron S. Bell